

FILED
US DISTRICT COURT
DISTRICT OF ALASKA

2005 DEC 29 PM 3:36

On

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Jon T. Givens, Esq.
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6 Attorneys for Plaintiff

7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE DISTRICT OF ALASKA AT ANCHORAGE

10 ALASKA RENT-A-CAR, INC.
an Alaska Corporation

11 Plaintiff,

12 v.

13 CENDANT CORPORATION, et al.,

14 Defendants.

Case No.: A03-029 CV [JKS]

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16 **STIPULATION RE:**
DISCOVERY MEDIATION

17
18 The parties, Alaska Rent-A-Car, Inc., Cendant Corporation, et al., by their respective
19 counsel, hereby stipulate as follows:

- 20 1. The parties anticipate conducting a discovery mediation on January 4, 2006,
21 before Discovery Master David Ruskin,
22
23 2. This will entail ex parte communication between the parties and the Discovery
24 Master, and the parties have agreed to such communications,
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26 3. All communications at the discovery mediation between the parties will not be
27 used as evidence or deemed admissions,

28 STIPULATION RE: DISCOVERY MEDIATION

Alaska Rent-a-Car v. Cendant Corp., et al., Case No. A03-029 CV [JKS]

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1 4. Since the parties will be having ex parte communications, the Discovery Master
2 will not be issuing rulings on the basis of ex parte communications, but simply acting as a
3 discovery mediator,

4 5. All parties consent to such mediation and agree that neither the process, ex parte
5 communication, nor the substance of communications with the Master will be utilized to
6 attempt to disqualify the Master,

7 6. The occurrence of this one mediation shall not alter the normal process of filing
8 discovery master motions and having hearings without ex parte communication in order to
9 obtain rulings on such motions.
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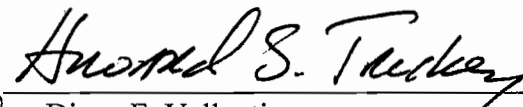
11 BANKSTON, GRONNING, O'HARA, SEDOR,
12 MILLS, GIVENS & HEAPHEY, PC
13 Attorneys for Plaintiff Alaska Rent-A-Car, Inc.

14 DATED: 12/28/05

15 By: 
16 for Jon T. Givens
17 Alaska Bar No. 9011072

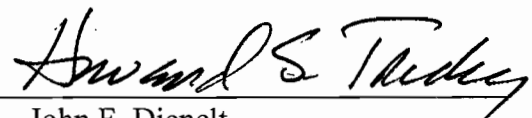
18 JERMAIN, DUNNAGAN & OWENS, PC
19 Attorneys for Defendants

20 DATED: 12/29/05

21 By: 
22 for Diane F. Vallentine
23 Alaska Bar No. 7710177

24 DLA PIPER RUDNICK GRAY CARY US LLP
25 Attorneys for Defendants

26 DATED: 12/28/05

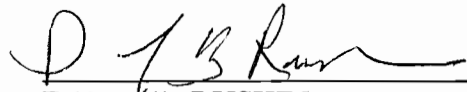
27 By: 
28 for John F. Dienelt
 Washington, DC Bar No. 110742

STIPULATION RE: DISCOVERY MEDIATION

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1 IT IS RECOMMENDED:

2 DATED: 12-29-05


DAVID B. RUSKIN
Special Master

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5 **ORDER**

6 IT IS SO ORDERED.

7 DATED: 01/03/2006

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10 
UNITED STATES DISTRICT COURT JUDGE

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28 STIPULATION RE: DISCOVERY MEDIATION

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